

**BEFORE THE FLORIDA  
JUDICIAL QUALIFICATIONS COMMISSION**

**INQUIRY CONCERNING A  
JUDGE, NO. 01-244**

**CASE NO.: SC01-2670**

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**SECOND AMENDED WITNESS AND EXHIBIT LIST**

COMES NOW, the Respondent, the Honorable Charles W. Cope, by and through his undersigned counsel and hereby files his Amended Witness List and Exhibit List as follows:<sup>1</sup>

**WITNESS LIST**

1. Honorable Charles W. Cope;
2. Mary Ellen Borjia;
3. Wayne Boyer;
4. Honorable Arthur England;
5. Professor William Ross
6. Walter Afield, M.D.;
7. Sydney Merin, Ph.D.;
8. Honorable Susan Schaeffer;
9. Honorable John Steinheider;
10. Daniel Meagher, D.V.M.;
11. Tara Trumler, D.V.M.;
12. Stephen Hance, D.V.M.;

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<sup>1</sup> Discovery is ongoing. Respondent reserves the right to seek to add additional witnesses and exhibits, as more information is discovered.

13. Gary Wright, M.D.;
14. Lisa Vann Jeanes, D.V.M.;
15. Nina Vann Jeanes, M.D.;
16. Lieutenant Philip Nash;
17. Officer John Nyunt;
18. Sandra Backinger;
19. Investigator James Brown;
20. Thomas McCann;
21. Community Service Officer Cindy Mitchell;
22. Sergeant Ron Spicer;
23. Joel Charles;
24. Robert Butler.

#### **EXHIBIT LIST**

1. Photograph of Normandy Inn Room Key
2. Photographs of Normandy Inn / Exterior
3. Photographs of Normandy Inn / Interior of room
4. Photographs of Normandy Inn / Balcony Area
5. Photographs of Normandy Inn / Door to Room
6. Photographs of Beach / Beach Access
7. Normandy Inn Repair Records

8. Motions To Dismiss, For Discovery And For Hearing On The Grounds Of Selective Prosecution And Vindictive Prosecution with Exhibits
9. Special Counsel's Response to Interrogatories
10. American Express Credit Card Record
11. Capital One Visa Credit Card Record
12. The Grill on Ocean Avenue – Restaurant and Credit Card Receipt
13. Nepenthe Restaurant – Restaurant and Credit Card Receipt
14. Hog's Breath Inn – Restaurant and Credit Card Receipt
15. Restaurant at Mission Ranch – Restaurant and Credit Card Receipt
16. Booking Videotape Tape 1 of 2
17. Booking Videotape Tape 2 of 2

18. 911 Tape / Transcript
19. 6/15/1 Interview of Jane Doe – Tape / Transcript
20. Carmel-by-the-Sea Police Department Crime Report of Officer Nash
21. Normandy Inn Reports re: False Entries
22. Police contacts at the Normandy Inn for 2001
23. Records of radio transmissions relating to the dispatch to the Normandy Inn pursuant to a 911 call at approximately 0042 hours on April 5, 2001
24. Police Reports re: Normandy Inn Calls
25. Deposition of Sandra Backinger dated March 11, 2002
26. Deposition of James D. Brown dated March 22, 2002
27. Deposition of Lisa Vann Jeanes dated March 1, 2002

28. Deposition of Lisa Vann Jeanes dated May 7, 2002
29. Deposition of Nina Vann Jeanes dated March 1, 2002
30. Deposition of Philip Nash dated March 12, 2002
31. Deposition of Judge Steinheider to be taken June 17, 2002
32. Deposition of Stephen Hance to be taken June 19, 2002
33. Deposition of Gary Wright to be taken June 19, 2002
34. Deposition of Daniel Meagher to be taken June 20, 2002
35. Deposition of Tara Trumler to be taken June 18, 2002
36. Deposition of Bonnie Sue Barr to be taken June 20, 2002
37. Deposition of Thomas McCann to be taken June 21, 2002
38. Deposition of Cindy Mitchell to be taken June 20, 2002

- 39. Deposition of Jose Torres dated March 12, 2002
- 40. Map of Carmel-by-the-Sea
- 41. Diagram of Normandy Inn Room 306
- 42. Deposition of Nina Vann Jeanes dated June 17, 2002
- 43. Two Enhanced Audiotapes of Booking
- 44. Enhanced Audiotape of 911 call
- 45. Robert Butler Report of Interview of Nina Vann Jeanes dated 10/22/01

Respectfully submitted,

**ROBERT W. MERKLE, ESQ.**

Florida Bar Number: 138183

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### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via facsimile and U.S. Mail to: **Judge James R. Jorgenson**, Chair of the Judicial Qualifications Commission Hearing Panel, 3<sup>rd</sup> District Court of Appeal, 2001 S.W. 117<sup>th</sup> Avenue, Miami, Florida 33175-1716; **John Beranek, Esq.**, Counsel to the Hearing Panel of the Judicial Qualifications Commission, P.O. Box 391, Tallahassee, Florida 32302; **John S. Mills, Esq.**, Special Counsel, Foley & Laudner, 200 Laura Street, Jacksonville, Florida 32201-0240; **Brooke S. Kennerly**, Executive Director of the Florida Judicial Qualifications Commission, 1110 Thomasville Road, Tallahassee, Florida 32303; **Thomas C. MacDonald, Jr., Esq.**, General Counsel to the Investigative Panel of the Judicial Qualifications Commission, 100 North Tampa Street, Suite 2100, Tampa, Florida 33602; this \_\_\_\_ day of June, 2002.

**ROBERT W. MERKLE, ESQ.**